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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10
11 KENNETH CARLILE,

12 Plaintiff,

13 v.

14 JO ANNE B. BARNHART,
15 Commissioner of
Social Security,

16 Defendant.

17 CIV-S-03-1330 PAN

18
19 STIPULATION OF THE PARTIES TO
WITHDRAWAL OF DEFENDANT'S
ANSWER PENDING COMPLETION
OF REMAND PROCEEDINGS;
ORDER

20 IT IS HEREBY STIPULATED by and between the parties, through their respective
21 undersigned attorneys, with the approval of the Court, that Defendant's Answer and the
22 Administrative Transcript filed August 26, 2004 are hereby withdrawn. The parties further
23 stipulate that such filing was premature in that proceedings consistent with the Order of Remand
24 filed October 9, 2003 have not yet been completed.

25 The parties further stipulate that counsel for Plaintiff will provide a facsimile of this
26 stipulation bearing counsel's signature for retention in Defendant's case file, and hereby

1 authorizes counsel for Defendant to file this document in .pdf format under the latter's Electronic
2 Case Filing password, pursuant to Local Rule 7-131.

3 DATED: April 14, 2005

/s/ Robert N. Campbell
4 ROBERT N. CAMPBELL
5 Attorney at Law

6 Attorney for Plaintiff

7 DATED: April 15, 2005

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9 McGREGOR W. SCOTT
10 United States Attorney

11 By: */s/ Bobbie J. Montoya*
12 BOBBIE J. MONTOYA
13 Assistant U. S. Attorney

14 Attorneys for Defendant

15 OF COUNSEL:

16 JANICE L. WALLI
17 Chief Counsel, Region IX

18 JEAN M. TURK
19 Assistant Regional Counsel

20 Social Security Administration

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27 RE: KENNETH CARLILE v. JO ANNE B. BARNHART, Civ-S-03-1330 PAN, STIPULATION AND ORDER
28 EXTENDING DEFENDANT'S TIME TO RESPOND TO PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE EASTERN DISTRICT OF CALIFORNIA

13
14 KENNETH CARLILE,

15 CIV-S-03-1330 PAN

Plaintiff,

ORDER

v.

16 JO ANNE B. BARNHART,
17 Commissioner of
18 Social Security,

19 Defendant.

20
21 For good cause shown, the Court hereby grants the parties'
22 request to permit Defendant to withdraw the Answer and
23 Administrative Transcript pending completion of remand
24 proceedings pursuant to sentence six of 42 U.S.C. § 405(g). The
25 Order to Show Cause filed March 17, 2005, is hereby VACATED.

26 APPROVED AND SO ORDERED.

27 Dated: April 20, 2005.

28
29 /s/ Peter A. Nowinski

PETER A. NOWINSKI
Magistrate Judge